

UNITED STATES BANKRUPTCY COURT DISTRICT OF NEW JERSEY	
WASSERMAN, JURISTA & STOLZ, P.C. 225 Millburn Avenue - Suite 207 P.O. Box 1029 Millburn, New Jersey 07041 Phone: (973) 467-2700 / Fax: (973) 467-8126 Counsel for Robert B. Wasserman, Chapter 7 Trustee SCOTT S. REVER (SR-1425)	Case No. 08-18384
In Re: RALPH M. DAY, SR., Debtor.	Chapter 7 Honorable Morris Stern
ROBERT B. WASSERMAN, Chapter 7 Trustee, Plaintiff, v. LOUIS A. CAPAZZI, JR., ESQ., ANN CAPAZZI, JESSICA GALLO and HSBC BANK USA, NATIONAL ASSOCIATION AS TRUSTEE FOR THE HOLDERS OF THE CERTIFICATES ISSUED BY DEUTSCHE ALT-A SECURITIES MORTGAGE LOAN TRUST, SERIES 2007-1, Defendants.	Adv. Pro. No.: 10-1479 MS

APPLICATION REQUESTING ENTRY OF DEFAULT JUDGMENT

TO: HONORABLE MORRIS STERN
United States Bankruptcy Judge

Robert B. Wasserman, the Chapter 7 Trustee in the above-referenced bankruptcy case and the Plaintiff in the above-referenced adversary proceeding requests that this Court enter Default Judgment against Louis A. Capazzi, Jr., Esq. and Ann Capazzi ("Defendants") due to their failure to plead or otherwise defend as provided by Rule 55 of the Federal Rules of Civil

Procedure and Bankruptcy Rule 7055. As set forth in the Affidavit of Robert B. Wasserman in support of the Application Requesting Entry of Default Judgment, the Trustee seeks the entry of a judgment against the Defendants avoiding the Defendants' interest in the Property located at 666 Closter Dock Road, Closter, New Jersey, if any, pursuant to 11 U.S.C. §544 and directing that they provide an accounting of all income derived from the Property and that any and all such income and/or the amount thereof be immediately turned over to the Trustee. The facts supporting said cause of action are set forth in the Affidavit of Robert B. Wasserman submitted herewith.

WHEREFORE, Robert B. Wasserman, the Chapter 7 Trustee respectfully requests that this Court enter a Judgment by Default against the Defendants.

Respectfully submitted,

WASSERMAN, JURISTA & STOLZ, P.C.
Attorneys for Robert B. Wasserman,
Chapter 7 Trustee

By: 
SCOTT S. REVER

Date: 5/14/10